

PATENT Docket No. 300622000509

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Express Mail Label No.: EV 743 883 775 US

Date of Deposit: June 14, 2006

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Germaine Sarda

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Chaitan KHOSLA et al.

Serial No.:

10/733,184

Filing Date:

December 10, 2003

For:

METHOD TO PREPARE MACROLIDE

ANALOGS (AS AMENDED)

Confirmation No.: 8054

Group Art Unit: 1616

Examiner: Not Yet Assigned

## STATEMENT TO SUPPORT FILING AND SUBMISSION IN ACCORDANCE WITH 37 C.F.R. §§ 1.821-1.825 AND §§ 1.52(e) AND 1.96(c)

MAIL STOP MISSING PARTS Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

The undersigned hereby states that the contents of the paper copy (pages 1-5) of the Sequence Listing and computer readable version (labeled "CRF") of the Sequence Listing in CD-R format submitted in accordance with 37 C.F.R. §§ 1.821-1.825, § 1.52(e) and § 1.96(c), respectively, are the same. The submission includes no new matter.

Please note that Applicants have enclosed a paper copy (pages 1-5) of the Sequence Listing and a compact disc labeled "CRF." Applicants request consideration and entry of the Sequence Listing paper copy and computer readable copy. Pursuant to 37 C.F.R. § 1.77, please enter the paper copy of the Sequence Listing after the Abstract.

Listed below are the particulars of the compact disc containing the Sequence Listing:

- 1. Machine Format: IBM-PC
- 2. Operating System Compatibility: PC-DOS/MS-DOS
- 3. List of Files: Sequence Listing
- 4. Size in bytes: 6,144 bytes
- 5. Date of creation: June 13, 2006.

In the unlikely event that the Patent Office determines that an extension and/or other relief is required as a result of this statement, Applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due to our <u>Deposit account no. 03-1952</u> referencing <u>300622000509</u>. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Respectfully submitted,

Dated: June 14, 2006

By:

Brenda J. Wallach

Registration No. 45,193

Morrison & Foerster LLP 12531 High Bluff Drive

Suite 100

San Diego, California 92130-2040

Telephone: (858) 720-7961 Facsimile: (858) 720-5125